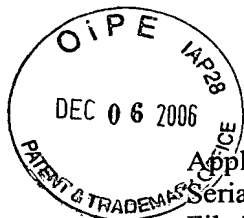


12-08-06

Attorney's Docket No.: 21121-009001 / 2309

IFW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hubert Köster, Ph.D. et al.

Art Unit : 1639

Serial No. : 10/760,085

Examiner : Jon D. Epperson

Filed : January 16, 2004

Conf. No. : 8019

Cust. No. : 20985

Title : CAPTURE COMPOUNDS, COLLECTIONS THEREOF AND METHODS
FOR ANALYZING THE PROTEOME AND COMPLEX COMPOSITIONS

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Dear Sir:

Transmitted herewith are a Preliminary Amendment and Response to Office Communication Concerning Non-Responsive Amendment, mailed November 20, 2006, a copy of the Notice of Non-Responsive Amendment (2 pages) and a return postcard in connection with the above-captioned patent application. Because this Response is filed within the one month due date, no fee should be due. If it is determined that a fee is due, the Commissioner is authorized to charge Deposit Account No. 06-1050 for the appropriate fee as stated below. If a Petition for extension of time is needed, this paper is to be considered such Petition.



The Commissioner is hereby authorized to charge the fee for the extension of time and any other fee that may be due in connection with this and the attached papers or with this application during its entire pendency to Deposit Account No. 06-1050. A duplicate of this sheet is enclosed.

Respectfully submitted,


Stephanie Seidman

Reg. No. 33,779

Attorney Docket No. 21121-009001/2309

Address all correspondence to:

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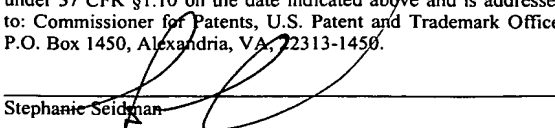
email: seidman@fr.com

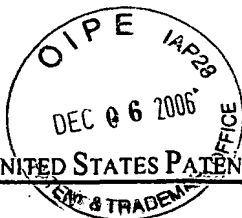
CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"Express Mail" Mailing Label Number EV 740126025 US

Date of Deposit December 6, 2006

I hereby certify that this paper is being deposited with the United States Postal "Express Mail Post Office to Addressee" Service under 37 CFR §1.10 on the date indicated above and is addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA, 22313-1450.


Stephanie Seidman



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/760,085	01/16/2004	Hubert Koster	17111-009001 / 2309	8019

20985 7590 11/20/2006

FISH & RICHARDSON, PC
P.O. BOX 1022
MINNEAPOLIS, MN 55440-1022

EXAMINER

EPPERSON, JON D

ART UNIT	PAPER NUMBER
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1639

DATE MAILED: 11/20/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE
U.S. Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

APPLICATION NO/ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20061111

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Non-Responsive Amendment (Bonafide)

The reply dated 9/1/2006 is not fully responsive to the prior Office action because of the following omission(s) or matter(s):

Applicants did not properly indicate which of the claims read on the elected species are readable upon the elected species in accordance with MPEP § 809.02(a) (e.g., see 12/21/06 Restriction Requirement, underlined portions of paragraphs 16 and 17; see also 8/23/06 non-compliance letter). Applicants state, "The claims as amended herein read on the elected species" in the 9/21/06 Response. However, this appears to be in error. For example, the substituents listed in claim 46 do not read on Applicants' elected species (e.g., see specification, page 124). Applicants are required to provide "accurate" information.

The examiner also notes that the appropriate fees must be paid to extend the time period for response.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE(1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication should be directed to Examiner Jon D. Epperson, Ph. D., Art Unit 1639, whose telephone number is (571) 272-0808.

Any inquiry of a general nature or relating to the status of this application should be directed to the Technology Center receptionist whose telephone number is (571) 272-1600.

Jon D. Epperson Ph.D.
Patent Examiner

JON EPPERSON, PH.D.
PATENT EXAMINER